IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 13TH FEBRUARY 2007 / 24TH MAGHA 1928

WP(C).No. 32415 of 2004(H)

PETITIONER:
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1. SMITHA KRISHNAN D/O. KRISHNAN,
ONATTUTHAKIDIYIL HOUSE, PAMPADDY P.O.,
KOTTAYAM (UNIVERSITY REG.NO.50470 FOR
M.SC.EXAMINATION)

2. SHINJU MATHEW D/O. MATHEW,
THUNDIYIL HOUSE, KOLLADU P.O.KOTTAYAM
(UNIVERSITY REG.NO.50471 FOR M.SC.EXAMINATION)

3. SUSAN K.THOMAS D/O. THOMAS,
KALLAKOMBIL HOUSE PARAMPUZHA P.O.,
KOTTAYAM (UNIVERSITY REG.NO.50472 FOR
M.SC.EXAMINATION.

BY ADV. SRI.ABRAHAM MATHEW (VETTOOR)
SMT.MERLIN MATHEW

RESPONDENTS:
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1. MAHATMA GANDHI UNIVERSITY,
PRIYADARSHINI HILLS, ATHIRAMPUZHA PO.,
KOTTAYAM REPRESENTED BY ITS REGISTRAR.

2. CONTROLLER OF EXAMINATONS, MAHATMA
GANDHI UNIVERSITY, PRIYADARSHINI HILLS,
ATHIRAMPUZHA P.O., KOTTAYAM.

3. THE PRINCIPAL, ST.MARY'S COLLEGE,
MANARCAD, KOTTAYAM DISTRICT.

R1 AMD R2 BY ADV. SRI.V.K.MUHAMMAD YOUSUF, SC, M.G.UTY.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONERS' EXHIBITS:

EXT.P1 TRUE COPY OF THE MEMORANDUM SHOWING THE MARKS AWARDED TO THE 1ST PETITIONER FOR THE M.SC. DEGREE 1ST SEMESTER EXAMINATION CONDUCTED DURING JANUARY, 2003

EXT.P1(a) TRUE COPY OF THE MEMORANDUM SHOWING THE MARKS AWARDED TO THE 2ND PETITIONER FOR THE MSc. DEGREE 1ST SEMESTER EXAMINATION CONDUCTED DURING JANUARY 2003

EXT.P1(B) TRUE COPY OF THE MEMORANDUM SHOWING THE MARKS AWARDED TO THE 3RD PETITIONER FOR THE MSc. DEGREE 1ST SEMESTER EXAMINATION CONDUCTED DURING JANUARY 2003

EXT.P2 TRUE COPY OF THE MEMORANDUM OF MARKS AWARDED TO THE 1ST PETITIONER FOR THE M.Sc. DEGREE 2ND SEMESTER EXAMINATION CONDUCTED BY RESPONDENTS 1 AND 2 DURING JULY 2003

EXT.P2 (a) TRUE COPY OF THE MEMORANDUM OF MARKS AWARDED TO THE 2ND PETITIONER FOR THE M.Sc. DEGREE 2ND SEMESTER EXAMINATION CONDUCTED BY RESPONDENTS 1 AND 2 DURING JULY 2003

EXT.P2 (b) TRUE COPY OF THE MEMORANDUM OF MARKS AWARDED TO THE 3RD PETITIONER FOR THE M.Sc. DEGREE 2ND SEMESTER EXAMINATION CONDUCTED BY RESPONDENTS 1 AND 2 DURING JULY 2003

EXT.P3 TRUE COPY OF THE HALL TICKETS ISSUED BY THE RESPONDENTS FOR THE 3RD SEMESTER EXAMINATION TO THE 1ST PETITIONER.

EXT.P3(a) TRUE COPY OF THE HALL TICKETS ISSUED BY THE RESPONDENTS FOR THE 3RD SEMESTER EXAMINATION TO THE 2ND PETITIONER

EXT.P3(b) TRUE COPY OF THE HALL TICKETS ISSUED BY THE RESPONDENTS FOR THE 3RD SEMESTER EXAMINATION TO THE 3RD PETITIONER

EXT.P4 TRUE COPY OF THE APPLICATION FOR SCRUTINY OF THE ANSWER PAPER MADE BY THE 1ST PETITIONER DATED 2.11.2004

EXT.P5 TRUE COPY OF THE PHOTOCOPY OF THE PAY SLIP FOR REMITTING A TOTAL FEE AMOUNT OF RS.. 53/-.

EXT.P6 TRUE COPY OF THE APPLICATION FOR SCRUTINY OF THE ANSWER PAPER MADE BY THE 2ND PETITIONER DATED 2.11.2004

EXT.P7 TRUE COPY OF THE PHOTOCOPY OF THE PAY SLIP FOR REMITTING A TOTAL FEE AMOUNT OF RS.. 53/-.

EXT.P8 TRUE COPY OF THE APPLICATION FOR SCRUTINY OF THE ANSWER PAPER MADE BY THE 3RD PETITIONER DATED 2.11.2004

EXT.P9 TRUE COPY OF THE PHOTOCOPY OF THE PAY SLIP FOR REMITTING A TOTAL FEE AMOUNT OF RS.. 53/-.

EXT.P10 TRUE COPY OF THE QUESTION PAPER IN THE SUBJECT PHYSICAL CHEMISTRY IN THE M.Sc DEGREE EXAMINATION 3RD SEMESTER.

EXT.P11 TRUE COPY OF MEMORANDUM OF MARK SHEETS ISSUED TO THE FIRST PETITIONER DATED 12.10.2004

EXT.P11(a) TRUE COPY OF MEMORANDUM OF MARK SHEETS ISSUED TO THE 2ND PETITIONER DATED 12.10.2004

EXT.P11(b) TRUE COPY OF MEMORANDUM OF MARK SHEETS ISSUED TO THE 3RD PETITIONER DATED 12.10.2004

EXT.P12 TRUE COPY OF THE APPLICATION FOR REVALUATION OF ANSWER PAPER MADE BY THE 1ST PETITIONER DATED 22.11.2004

EXT.P12(a) TRUE COPY OF THE APPLICATION FOR REVALUATION OF ANSWER PAPER MADE BY THE 2ND PETITIONER DATED 22.11.2004

EXT.P12(b) TRUE COPY OF THE APPLICATION FOR REVALUATION OF ANSWER PAPER MADE BY THE 3RD PETITIONER DATED 22.11.2004

RESPONDENTS' EXHIBITS: NIL

TRUE COPY

P.S. TO JUDGE.

C.N.RAMACHANDRAN NAIR,J.

W.P.C. NO. 32415 OF 2004

Dated this the 13th day of February, 2007

JUDGMENT

This Writ Petition is filed alleging that answer books of petitioners in the paper Physical Chemistry in the 3rd Semester M.Sc. examinations are missing and therefore petitioners could not exercise their right of scrutiny and get the answer papers revalued. This Court issued two interim orders, one on 19.11.2004 and the other on 13.1.2005 directing the respondents to permit the petitioners to scrutinize the answer papers and also for revaluation of answer papers. So far petitioners have not approached this Court with a complaint that interim orders were not complied with. In fact in the counter affidavit filed by the second respondent, second respondent has denied the allegation of missing of answer papers. It is also stated that petitioners have scrutinized the answer papers. It is not known whether petitioners have requested for revaluation and if so whether it is carried out. In any case since W.P. is pending for long, even if the petitioners seek revaluation within six weeks from now, second respondent should get the answer papers revalued.

W.P. is closed as above.

(C.N.RAMACHANDRAN NAIR)
Judge